

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, JUNE 28, 19 77

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

DATE _____ MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

The Common Council of the City of Fort Wayne met in the Council

Chambers Tuesday evening June 28 A.D., 19 77, in
Regular Session. President John Nuckols in the chair,
and Charles W. Westerman Clerk, at the desk, present the following
members viz:

BURNS ✓, HINGA ✓, HUNTER ✓,
MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT ✓,
VIVIAN SCHMIDT ✓, STIER ✓, TALARICO ✓,
ABSENT _____

COUNCILMAN _____,
_____, _____,
_____, _____

The invocation was given by Monsignor William J. Voors - Cathedral

Received report from the City Controller for the month of May
19 77. Motion made and carried that report be made a matter of record and placed
on file.

The minutes of the last Regular June 14, 19 77,
_____, 19 _____,
Special _____, 19 _____,

Session having been delivered to the Council, were, on motion, approved and
published.

CITY CONTROLLER'S AND CITY TREASURER'S FINANCIAL STATEMENT

MAY, 1977

INVESTMENTS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE & RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
(12) UTILITIES-ELECTRIC	2,800,000.00-	2,300,000.00	500,000.00-	3,850,000.00	2,400,000.00	6,250,000.00	2,900,000.00-
(13) UTILITIES-WATER	550,000.00-	550,000.00		1,650,000.00	750,000.00	2,400,000.00	750,000.00-
(14) UTILITIES-SEWER	9,600,000.00-	4,000,000.00	5,600,000.00-	19,650,000.00	3,150,000.00	22,800,000.00	8,750,000.00-
(17) R-51-AWB	95,000.00-		95,000.00-	185,000.00		185,000.00	95,000.00-
(18) RED. - W. MAIN	1,250,000.00-	250,000.00	1,000,000.00-	1,650,000.00	200,000.00	1,850,000.00	1,200,000.00-
(20) AVIATION	100,000.00-	100,000.00		300,000.00	125,000.00	425,000.00	125,000.00-
(21) PARK GENERAL				500,000.00	400,000.00	900,000.00	400,000.00-
(22) PARK TRUST	280,000.00-	75,000.00	205,000.00-	685,000.00		685,000.00	205,000.00-
(26) RED. DIST. BOND	74,000.00-		74,000.00-	74,000.00		74,000.00	74,000.00-
(28) MVH				300,000.00	225,000.00	525,000.00	225,000.00-
(32) PARKING ADM.				175,000.00	75,000.00	250,000.00	75,000.00-
(34) REV. SHARING	350,000.00-		350,000.00-	1,050,000.00		1,050,000.00	350,000.00-
(36) ANTI RECESSION				190,000.00		190,000.00	
(38) LOCAL RD. & STS.				200,000.00	250,000.00	450,000.00	250,000.00-
(54) FT. WAYNE FIREFIGHTING				100,000.00		100,000.00	
(55) PARK CUM.				293,000.00	159,000.00	452,000.00	159,000.00-
(80) STREET BOND FUND	400,000.00-	400,000.00		550,000.00		550,000.00	
(99) INVESTMENTS	2,225,000.00-	1,525,000.00	700,000.00-	6,524,000.00	4,075,000.00	10,599,000.00	4,775,000.00-
TOTAL	17,724,000.00-	9,200,000.00	8,524,000.00-	37,926,000.00	11,809,000.00	49,735,000.00	20,333,000.00-

MADE A MATTER OF RECORD
 DATE 6-28-77 CHARLES W. WESTERMAN, CITY CLERK

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF MAY 1977

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
GENERAL FUND	454,521.13	3,465,210.87	3,923,732.00	5,050,711.36	1,268,863.66	6,319,575.02	2,654,868.34
ELECTRIC	21,846.09	2,703,933.02	2,725,779.11	5,096,545.95	2,677,890.30	7,774,436.25	47,888.81
WATER	69,417.46	1,134,499.94	1,223,917.40	4,108,079.53	1,283,218.12	5,391,297.65	59,300.72
SEWER	96,668.92	4,360,384.46	4,457,053.38	22,374,573.82	4,353,463.62	26,728,037.44	103,589.76
CIVIL CITY PAYROLL FUND	21,956.85	1,192,923.76	1,214,880.61	4,763,175.29	1,142,724.66	5,905,903.95	72,155.95
COOPER TRUST FUND	189.64	0.00	189.64	0.00	0.00	0.00	189.64
R-51 ANTHONY WAYNE BANK	2,715.12	0.00	2,715.12	185,060.66	990.00	186,050.66	1,725.12
REDEVELOPMENT/W. MAIN ST. PROJ	52,324.51	250,000.00	302,324.51	1,932,756.68	221,363.67	2,154,120.35	80,960.84
CETA	225,041.50	255,331.34	480,372.84	2,104,833.12	546,807.22	2,651,640.34	66,434.38
AVIATION	165,389.50	201,317.69	366,707.19	772,547.50	205,989.01	978,536.51	160,718.18
PARK GENERAL	6,004.24	727,796.67	733,800.91	1,557,357.83	631,326.07	2,188,683.90	102,474.84
PARK TRUST	833.65	80,997.17	80,163.52	751,493.62	49,754.66	801,248.28	30,409.86
REDEVELOPMENT GENERAL	28,528.23	12,800.00	41,328.23	33,005.77	6,703.37	39,713.14	34,624.66
R-53 REVOLVING FUND	14,449.79	8,860.32	23,310.11	34,905.05	7,015.93	41,924.98	16,294.18
REDEVELOPMENT DIST. BOND FUND	105.12	38,380.56	38,485.68	74,000.00	0.00	74,000.00	38,485.68
MOTOR VEHICLE HIGHWAY FUND	503,502.90	350,475.59	853,978.49	1,148,570.06	359,676.20	1,508,246.26	494,302.29
E.E.O.C.-706 CONTRACT	9,879.62	0.00	9,879.62	0.00	0.00	0.00	9,879.62
PARKING ADMINISTRATION	22,527.51	5,000.00	27,527.51	11,877.73	2,876.81	14,754.54	24,650.70
PUBLIC LIGHTING	94,304.01	26,095.66	120,399.67	264,137.55	91,476.75	355,614.30	28,922.52
REVENUE SHARING TRUST FUND	113,268.77	0.00	113,268.77	8,108.30	6,294.62	14,402.92	119,563.39
ANTI RECESSION FUND	305,115.01	0.00	305,115.01	3,934,511.18	185,486.49	4,120,397.67	119,628.52
HUMAN TRUST	169,225.33	0.00	169,225.33	21,400.69	15,989.16	23,299.85	153,326.17
LOCAL RD. & STS.	10,656.29	1,094.00	11,750.29	3,521.60	1,863.29	5,384.89	9,887.00
MUNICIPAL UTILITIES PENSION	616,974.13	66,272.04	683,246.17	567,372.63	257,076.87	824,449.50	426,169.30
FIRE PENSION FUND	10,499.27	9,842.15	20,341.42	38,075.92	9,842.15	47,922.07	10,499.27
POLICE PENSION FUND	276,188.45	240,309.25	35,879.20	429,877.76	109,419.74	535,297.50	145,288.64
SANITARY OFFICERS PENSION	231,591.92	249,945.44	18,353.52	445,976.31	112,142.85	558,119.16	93,789.33
FORT WAYNE ART SCHOOL	1,600.25	15,603.37	14,003.12	24,464.26	5,765.30	30,229.56	8,237.82
REDEVELOPMENT DISTRICT CAPITAL	112.02	0.00	112.02	0.00	0.00	0.00	112.02
CUMULATIVE CAPITAL IMPROVEMENT	421,298.05	0.00	421,298.05	52,445.38	8,238.50	60,683.88	413,055.55
FINE ARTS FOUNDATIONS	146,802.24	0.00	146,802.24	4,283.24	310.18	4,593.42	147,112.42
ACCIDENT REPORT ACCOUNT	3,589.84	8,100.00	11,689.84	1,600.00	10,200.00	11,800.00	1,489.84
PAYROLL PENSION FUND	17,752.70	1,694.00	19,446.70	4,174.29	749.67	4,923.96	18,697.03
CRIME PREVENTION BUREAU TRUST	628.68	225,699.86	226,328.54	896,516.83	225,583.73	1,122,100.56	744.81
FT. WAYNE FIREFIGHTING FUND	45.90	0.00	45.90	17.10	0.00	17.10	45.90
PARK CUM. BLDG. FUND	132,482.80	28,283.60	160,766.40	133,567.17	18,664.00	152,231.17	142,102.40
SUB. IPA GRANT	159,790.25	0.00	159,790.25	296,950.00	159,000.00	455,950.00	790.25
IND. A-14 REDEVELOPMENT	0.00	0.00	0.00	93.94	0.00	93.94	0.00
OMNIBUS CRIME CONTROL	9,679.01	0.00	9,679.01	1,397.69	0.00	1,397.69	9,679.01
CETA PAYROLL FUND	75,920.72	3,696.07	79,616.79	30,765.37	12,071.43	42,836.80	67,545.36
JUNK CAR FUND	14,586.77	448,504.51	433,917.74	1,787,690.00	474,462.56	2,262,152.56	40,544.82
INNER CITY STORM RELIEF PROJ.	6,467.74	0.00	6,467.74	1,002.40	413.77	1,416.17	6,053.57
STREET BOND FUND/1975	1,227.35	0.00	1,227.35	0.00	0.00	0.00	1,227.35
STREET BOND RETIREMENT	80,545.71	400,000.00	480,545.71	715,326.72	561.00	715,887.72	479,984.71
FEDERAL REVOLVING FUND	148,028.94	94,844.44	53,184.50	0.00	103.08	103.08	53,287.58
	20,715.26	18,985.84	39,701.10	26,003.71	8,239.60	34,243.31	31,461.50

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF MAY 1977

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TC DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
COMMUNITY RENEWAL PROGRAM	8,240.61-	0.00	8,240.61-	3,993.82	3,112.20	7,106.02	11,352.61-
IPA	0.00	0.00	0.00	58.43	0.00	58.43	0.00
E.D.A. GRANT	40,498.40	2,002.68	42,501.08	18,184.94	4,799.29	22,984.23	37,701.79
COMMUNITY DEVELOPMENT GRANT	25,794.46-	90,066.02	64,271.56	394,071.70	41,058.40	435,130.10	23,213.16
RECREATIONAL SUPPORT PROGRAM	3,182.55	0.00	3,182.55	319.43	0.00	319.43	3,182.55
INVESTMENTS	2,225,000.00-	1,525,000.00	700,000.00-	6,524,000.00	4,075,000.00	10,599,000.00	4,775,000.00-
BARR STREET REDEVELOPMENT IMP.	3,964.60	3,964.60	3,964.60				3,964.60
TOTALS	703,843.09	18,251,914.92	18,955,758.01	66,827,818.33	18,596,497.93	85,424,316.26	359,260.08

PRAYER FOR CITY COUNCIL MEETING

~~Thursday~~

June 30 1971

Tuesday

Almighty Father in heaven, this evening we ask your blessing on this assembly and its deliberations.

The psalmist of old spoke of justice and integrity for those whose privilege and task it is to guide and direct the interactions of human persons. "I will walk in the integrity of my heart within my house; I will not set before my eyes any base thing....A crooked heart shall be far from me; evil I will not know" (Psalms 101:2-4).

We ask you, Father, to inspire us with the spirit of justice and equity in our attitudes and decisions concerning our fellow human beings made in your image and likeness. Having run life's course with integrity of heart, may we, in some small way, help to build a world that is more just and one day soon enjoy the peace and love of your company in heaven. Amen.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

June 20, 1977

MADE A MATTER OF RECORD
DATE 6-28-77 CHARLES W. WESTERMAN, CITY CLERK

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, June 20, 1977, I have approved the following ordinances passed by Common Council at its regular meeting on June 14, 1977.

(Bill No. S-77-05-28)
SPECIAL ORDINANCE NO. S-105-77

AN ORDINANCE approving a certain bid document for purchasing conductor cable for the Traffic Engineering Department

(Bill No. S-77-05-29)
SPECIAL ORDINANCE NO. S-106-77

AN ORDINANCE approving a certain bid document Ref. No. 783 for tractor for the Street Department

(Bill No. R-77-06-10)
RESOLUTION NO. R-30-77

A RESOLUTION transferring certain funds in the 1977 Budget of the Police Department

(Bill No. R-77-06-11)
RESOLUTION NO. R-31-77

A RESOLUTION authorizing payment to Northway Chrysler Plymouth for repair of Board of Public Safety Vehicle

(Bill No. R-77-06-12)
RESOLUTION NO. R-32-77)

A RESOLUTION authorizing payment for repair of A ST8277 R Traffic Controller



(Bill No. R-77-06-13)
RESOLUTION NO. R-33-77

A RESOLUTION transferring certain funds in the Redevelopment General Fund

(Bill No. Z-77-04-06)
ZONING MAP ORDINANCE NO. Z-11-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. DD1 & DD2

(Bill No. Z-77-04-25)
ZONING MAP ORDINANCE NO. Z-12-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. F-17

(Bill No. G-77-03-10)
GENERAL ORDINANCE NO. G-18-77

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley

(Bill No. G-77-03-31)
GENERAL ORDINANCE NO. G-19-77

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley and street

(Bill No. S-77-05-35)
SPECIAL ORDINANCE NO. S-107-77

AN ORDINANCE approving a contract with Karl Jenson, Developer, for construction of sewer extention on Manor Park Section "A"

(Bill No. S-77-05-36)
SPECIAL ORDINANCE NO. S-108-77

AN ORDINANCE approving a contract with Nobis Construction Co., Inc. for construction of a feeder main at Paramount Road and Washington Center Road

(Bill No. S-77-05-37)
SPECIAL ORDINANCE NO. S-109-77

AN ORDINANCE approving a contract with John Dehner, Inc. for Sanitary Sewer Improvement Resolution No. 874-77 - Allendale Place Addition

(Bill No. G-77-04-29)
GENERAL ORDINANCE NO. G-20-77

AN ORDINANCE approving the Board of Public Works proposed Capital Program Expenditures for 1978 and Amendment to the 1977 Capital Improvement Expenditures

(Bill No. S-77-05-38)
SPECIAL ORDINANCE NO. S-110-77

AN ORDINANCE approving Change Order No. 14 in connection with Division I - Wastewater Plant

(Bill No. G-77-05-39)
GENERAL ORDINANCE NO. G-21-77

AN ORDINANCE approving the amendment of Section 24-3 (b) of The Code of the City of Fort Wayne, Indiana of 1974 and approving the Board of Works Resolution No. 64-216-20 for an increase in connection fees to public sewer

Respectfully yours,

A handwritten signature in black ink, appearing to read "Robert E. Armstrong". The signature is fluid and cursive, with the first name "Robert" and last name "Armstrong" clearly distinguishable.

Robert E. Armstrong
Mayor



THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 13, 1977

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of Sand Street, Jay Street and adjacent alleys.

The proposed ordinance is designated as:

Bill No. G-77-04-08

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
13th day of June, 1977.

Joseph N. Adair

Joseph N. Adair
Secretary

MADE A MATTER OF RECORD
DATE 6-27-77 CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 13, 1977

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to the vacation of two (2) streets and two (2) alley vacations acted upon by the City Plan Commission at their regular meeting held May 23, 1977.

1. Bill No. G-77-04-08
2. Intended use: Streets and alleys will be utilized by the abutting property owners, in this case, Straub Bros., Inc., and Wayne Home Equipment Co., Inc.,
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason.

- a. The Commission feels there is no reason to retain either Sand Street or Jay Street and adjacent alleys for future street purposes as they are unopened and unimproved and will be utilized by the abutting property owners.

If there are any questions with regard to this ordinance please feel free to call on us.

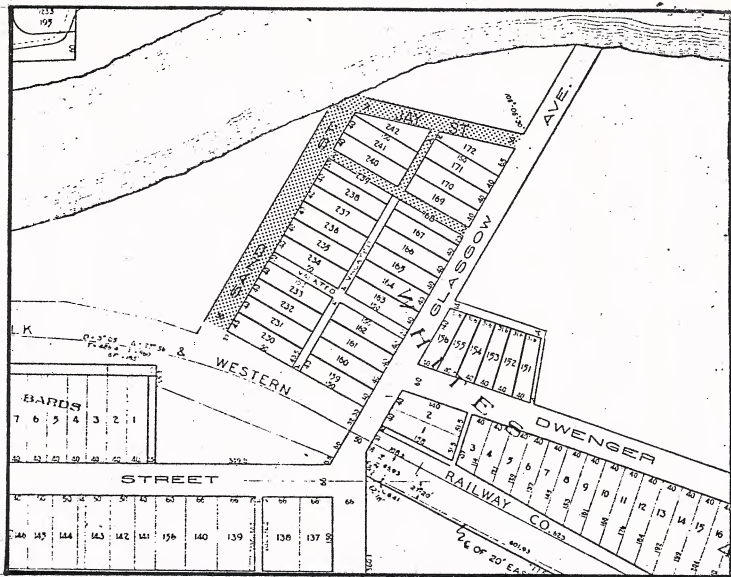
Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning

Gary Baeten (pr.)

Gary F. Baeten
Land Use Administrator

GFB:pr
ATT.



To be vacated.

I-26-77

D-3

L.S.

G-77-04-08

N

PETITION TO VACATE: Sand Street; also a street commonly known and referred to as Jay Street; also alley running between Lots 169, 240 and 168, 239; also alley running between Lots 249, 241, 242 and 169, 170, 171, 172, all in White's Fourth Addition to the City of Fort Wayne

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

THE BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RECEIVED

JAN 25 1977

FORT WAYNE CITY
PLAN COMMISSION

The undersigned petitioners do hereby respectfully petition the Fort Wayne City Plan Commission and the Board of Public Works to vacate the following public streets and alleys within the City of Fort Wayne, County of Allen, Indiana, hereby described as follows:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J.B. White's 4th Addition to the City of Fort Wayne, described as: Sand Street; also Street North of Lots 242 and 172 commonly known and described as Jay Street; also alley running between Lots 240 and 169 on the North side and Lots 239 and 168 on the South side; also alley running between Lots 240, 241 and 242 on the West side and Lots 169, 170, 171 and 172 on the East side, all in the Southwest Quarter, Section 6, Township 30 North, Range 13 East.

In support thereof, your petitioner would represent that:

1. They are the only owners of the real estate abutting both sides of said streets and alleys.
2. Sand Street, said Jay Street and said alleys are not necessary as ingress or egress to any other properties whatsoever.
3. Said Sand Street, said Jay Street and said alleys are unopened and unimproved and have been so unopened and unimproved since the platting of said White's Fourth Addition to the City of Fort Wayne on October 6, 1873.
4. No other person, firm, or corporation is interested in or affected by the requested vacation.
5. The maintenance of said streets and alleys is not necessary or advantageous to the growth of the City of Fort Wayne, and such maintenance is not to the best interest of the City of Fort Wayne and the citizens thereof.

Your petitioners file this petition pursuant to the authority granted in IC 18-7-5-46 (Burns Indiana Statutes Annotated, Section 53-744) in order to complete the vacation as above described.

WHEREFORE, your petitioners pray that the above described streets and alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

Dated this 25th day of January , 1977.

STRAUB BROS., INC.
502 Glasgow Avenue
Fort Wayne, Indiana 46803

By *Anthony J. Straub Pres.*
(Anthony J. Straub)
President

Anthony J. Straub
(Anthony J. Straub)

Rita M. Straub
(Rita M. Straub)

HUSBAND AND WIFE

WAYNE HOME EQUIPMENT CO., INC.
801 Glasgow Avenue
Fort Wayne, Indiana 46803

By *Norbert J. Berghoff*
(Norbert J. Berghoff)
President

John R Leal, Attorney
Newkirk, Keane, Kowalczyk & Leal
221 West Wayne Street
Fort Wayne, Indiana 46802
Telephone: (219) 424-1450

R E S O L U T I O N

WHEREAS, STRAUB BROS., INC., and WAYNE HOME EQUIPMENT CO., INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets, and alleys situated in Allen County, Indiana, to-wit:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne, described as:

Sand Street; also Street North of Lots # 242 and 172 commonly known and described as Jay Street; also alley running between Lots # 240 and # 169 on the North side and Lots # 239 and # 168 on the South side; also alley running between Lots # 240, 241 and 242 on the West side and Lots # 169, 170, 171 and 172 on the East side, all in Southwest Quarter, Section 6, Township 30 North, Range 13 East.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46;

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, May 16, 1977, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public streets and alleys.

WHEREAS, said vacation of streets and alleys have been routed thru the following departments: Street Engineering, Traffic Engineering, Water Engineer, Water Pollution Control Engineering, Electrical Engineering, Park Board and thru the Public Utility Companies.

WHEREAS, petitioners have agreed to the following:

- a. Reservation of easements in favor of Indiana and Michigan Electrical Company
- b. Condition that there will be no building or improvements by the petitioners within twenty-five (25) feet of the Maumee River Bank on said Sand Street and also provided that the Board of Park Commissioners shall have the right to use said twenty-five (25) feet on said Sand Street for public park open space.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said streets and alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

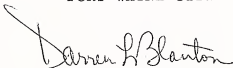
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Darrell L. Blanton, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on May 16, 1977, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 13th DAY OF June, 1977

FORT WAYNE CITY PLAN COMMISSION



Darrell L. Blanton
President

64-224-9 5/12/77

R E S O L U T I O N

WHEREAS, STRAUB BROS., INC. and WAYNE HOME EQUIPMENT CO., INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets and alleys, in Allen County, Indiana, to-wit:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne, described as:
Sand Street; also Street North of Lots # 242 and 172 commonly known and described as Jay Street; also alley running between Lots # 240 and # 169 on the North side and Lots # 239 and # 168 on the South side; also alley running between Lots # 240, 241 and 242 on the West side and Lots # 169, 170, 171 and 172 on the East side, all in Southwest Quarter, Section 6, Township 30 North, Range 13 East.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46, and,

WHEREAS, notice of such public hearing will be given by due and proper publication thereof;

WHEREAS, said vacation of public streets and alleys has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and thru the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public streets and alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public streets and alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said streets and alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works meeting held on May 18, 1977, and as the same appears of record in the official records of said Board of Public Works.

DATED THIS 18 DAY OF May, 1977

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Chairman

Edward W. LaMon
Member

May G. Scott
Member



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 22, 1977

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the City of
Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of alleys.

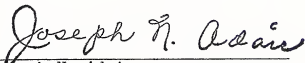
The proposed ordinance is designated as:

Bill No. G-77-02-07

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
22nd day of June, 1977.



Joseph N. Adair
Secretary

MADE A MATTER OF RECORD
DATE 6-27-77 CHARLES W. WESTERMAN, CITY CLERK





THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 22, 1977

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to two (2) alley vacations acted upon by the City Plan Commission at their regular meeting held March 28, 1977. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-77-02-07
2. Intended Use: Construction of a miniature "Safety Village" to be used for the training of elementary age school students in pedestrian and bicycle safety.
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. The Commission feels there is no reason to retain these alley for future use, as the City of Fort Wayne is the abutting property owners of both alleys, and alleys will be used, along with the abutting properties, for the "Safety Village"

If there are any questions with regard to this ordinance please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning

Gary F. Baeten (pr)

Gary F. Baeten
Land Use Administrator

GFB:Pr.
ATT.

AN EQUAL OPPORTUNITY EMPLOYER

64-58-8
12/13/76

PETITION TO VACATE ALLEY

TO: CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), does (do) hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following portions of public alley, within the City of Fort Wayne, Indiana, and hereby described as follows:

The north-south alley, extending south from the south right-of-way of Wallace Street, to the northern right-of-way of the east-west alley, located between Lots # 210, 211, 212 and Lot # 209 of Lewis Addition, AND the east-west alley, extending east from the east right-of-way of Lafayette Street to the west right-of-way of the north-south alley, located between Lots # 212 and # 213 Lewis Addition.

In support thereof, your petitioner(s) would represent as follows:

1. The purpose of the request for the alley vacation is to construct a miniature "Safety Village" (165' x 190') to be used for the training of elementary age school students in pedestrian and bicycle safety. Fundamental basics of traffic safety will also be an intricate part of the operation. The existing parcel of ground (off-street) parking lot is not large enough. With the alleys involved the space needed can be satisfied.
2. That the alleys are not necessary as ingress or egress to any other properties involved.
3. That the maintenance of said alleys are not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

Your petitioners file this petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacate as above described.

WHEREFORE, your petitioners pray that the above described alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 13 DAY OF December, 1976.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

64-65-20
12/13/1

RESOLUTION

WHEREAS, CITY OF FORT WAYNE, have petitioned
(petitioner)
and requested the Fort Wayne City Plan Commission to hold a public
hearing upon the vacation of the following public alleys,
in Allen County, Indiana, to-wit:

The north-south alley, extending south from the south right-of-way
of Wallace Street, to the northern right-of-way of the east-west
alley, located between Lots # 210, 211, 212 and Lot # 209 of Lewis Addition,
AND the east-west alley, extending east from the east right-of-way
of Lafayette Street to the west right-of-way of the north-south alley,
located between Lots # 212 and # 213 Lewis Addition

WHEREAS, said vacation of alleys has been submitted
to and approved by the following departments of the City of Fort Wayne:
Street Engineering, Traffic Engineering, Water Pollution Control Engineer-
ing, Water Engineering, Park Board, Electrical Engineering, and thru the
Public Utility Companies.

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works
that the vacation of said public alleys hereinbefore
described conforms to the general policy and pattern of development set out
in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation
of said public alleys, hereinbefore described be and the
same is hereby approved provided, that the vacation of said alleys
shall not have the effect of depriving any public utility using and occupying
said alleys at this time of the use of said alleys
for the location and operation of its utility facilities.

APPROVED.

Dated this 13 day of December, 1

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehenberg
Chairman

Edw. J. P. Moran
Member

Max G. Scott
Member

ATTEST:

Ursula Miller Clerk

RESOLUTION

WHEREAS, The City of Fort Wayne, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys situated in Allen County, Indiana, to-wit:

The north-south alley, extending south from the south right-of-way of Wallace Street, to the northern right-of-way of the east-west alley, located between Lots # 210, 211, 212 and Lot # 209 of Lewis Addition

AND

The east-west alley, extending east from the east right-of-way of Lafayette Street to the west right-of-way of the north-south alley, located between Lots # 212 and # 213 of Lewis Addition.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46;

WHEREAS, notice of public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, March 21, 1977, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alleys.

WHEREAS, said vacation of alleys has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board, and thru the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of

these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

I, Joseph N. Adair, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission on March 21, 1977, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 22nd DAY OF June, 1977

FORT WAYNE CITY PLAN COMMISSION

Joseph N. Adair

Joseph N. Adair
Secretary

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public
Safety Regulatory Resolution Numbers: 26/77/E

For the Purpose of enforcement, please make this communication and
the attached Regulatory Resolutions a matter of record and in-
corporate them into the mintues of the next Common Council Meeting.

Respectfully submitted,



Albert N. Hepler, Chairman
Board of Public Safety

MADE A MATTER OF RECORD
DATE 6-29-77 CHARLES W. WESTERMAN, CITY CLERK

REGULATORY RESOLUTION NO. 26/77E

(Adopted June 17, 19 77)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to STOP INTERSECTION (EMERGENCY)

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated June 15, 19 77, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective June 17,

19 77, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

West Lafayette Esplanade -- stop --	for Congress Ave.
Congress Ave. -- stop --	for East Lafayette Esplanade
Sherwood Terrace -- stop --	for West Lafayette Esplanade
East Lafayette Esplanade -- stop --	for Sherwood Terrace
West Lafayette Esplanade -- stop --	for Fleming Ave.
Fleming Ave. -- stop --	for East Lafayette Esplanade
Calumet Ave. -- stop --	for Fleming Ave.

RETURN CERTIFICATE

(Regulatory Resolution No. 26/77 /E.)

I hereby certify that I did this 17th day of June, 1977 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 26/77 /E. of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

John C. Lawton

EXECUTIVE SECRETARY

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 28th day of June, 19 77 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 30th day of June, 19 77.

Charles W. Westerman
City Clerk